



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

FEB 12 2013

Brian G. Svoboda, Esq.
Perkins Coie LLP
700 Thirteenth Street NW
Washington, DC 20005-3960

RE: MUR 6695
Chris Dodd for President, Inc. and
Kathryn Damato in her official
capacity as treasurer

Dear Mr. Svoboda:

On February 7, 2013, the Federal Election Commission accepted the signed conciliation agreement submitted on your client's behalf in settlement of a violation of 2 U.S.C. § 434(b), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"), and 11 C.F.R. § 104.3(a), one of the Act's implementing regulations, by failing to report accurately its receipts. Accordingly, the file has been closed in this matter.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003); Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66,132 (Dec. 14, 2009). Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B).

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Emily M. Meyers
Attorney

Enclosure
Conciliation Agreement

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RECEIVED

BEFORE THE FEDERAL ELECTION COMMISSION

2013 JAN 29 PM 1:09

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In the Matter of)

MUR 6695

Chris Dodd for President, Inc. and Kathryn Damato)
in her official capacity as treasurer)

OFFICE OF
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FEDERAL ELECTION
COMMISSION

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (the "Commission") pursuant to information obtained in the normal course of carrying out its supervisory responsibilities. Based on an audit of Chris Dodd for President, Inc. for the period January 24, 2007, through September 30, 2008, the Commission found reason to believe that Chris Dodd for President, Inc. and Kathryn Damato in her official capacity as treasurer ("CDFP" or "Respondent"), violated 2 U.S.C. § 434(b) and 11 C.F.R. § 104.3(a).

NOW, THEREFORE, the Commission and the Committee, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Committee and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondent enters voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Christopher Dodd served as U.S. Representative from Connecticut's 2nd Congressional District from 1975 through 1981, and as a U.S. Senator for Connecticut from

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1981 through 2011. Senator Dodd ran for president for the first time in the 2008 primary election, but withdrew from the election on January 3, 2008.

2. CDFP is Senator Dodd's designated, publicly-funded campaign committee for the 2008 presidential race.

3. Kathryn Damato is the treasurer of CDFP.

4. Pursuant to 26 U.S.C. § 9038(a), the Commission conducted an audit of CDFP. The audit covered the period from January 24, 2007, through September 30, 2008.

5. The Federal Election Campaign Act of 1971, as amended (the "Act") requires the treasurer of a political committee to file disclosure reports in accordance with the provisions of 2 U.S.C. § 434 disclosing the total amount of receipts for the reporting period and for the calendar year. See 2 U.S.C. §§ 434(a)(1), 434(b); 11 C.F.R. § 104.3(a).

6. CDFP did not comply with the Act's reporting requirements when it understated its receipts by \$355,240 as follows (a gross total of \$764,966):

• Matching fund payment received July 17, 2008, not reported	\$ 514,173
• Net realized losses (investment accounts), not reported	(150,370)
• Vendor refund, not reported	5,876
• Offsets to operating expenditures, not reported	23,954
• Political committee contributions, not reported	16,100
• Unexplained difference	(54,493)
Net understatement of receipts	<u>\$ 355,240</u>

7. In response to the Audit Division's recommendation, CDFP filed amended reports to address the material misstatements relating to the matching fund payment, the vendor refund, and the offsets to operating expenditures.

8. CDFP filed amended reports to address some, but not all, of the unreported political committee contributions.

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9. The Commission does not allege and there is no finding that Christopher J. Dodd engaged in any wrongdoing in connection with alleged campaign violations.

V. Respondent violated 2 U.S.C. § 434(b) and 11 C.F.R. § 104.3(a) by failing to report accurately its receipts.

VI.

1. Respondent will pay a civil penalty in the amount of Forty-Two Thousand Dollars (\$42,000) pursuant to 2 U.S.C. § 437g(a)(5)(A).

2. Respondent will cease and desist from violating 2 U.S.C. § 434(b) or 11 C.F.R. § 104.3(a).

3. Respondent will amend its disclosure reports to correct all outstanding discrepancies, including reporting political committee contributions and reporting CDFP's net realized investment losses of \$150,370 on Schedule A-P (Itemized Receipts), Line 21 (Other Receipts) as a negative receipt, with "net realized investment loss" as the Purpose.

4. Respondent will ensure that all amended disclosure reports are properly filed with the Commission, including the Amended Monthly Reports for March 2008, April 2008, August 2008, and September 2008, which Respondent previously prepared and attempted to file, but which have not yet been filed with the Commission.

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

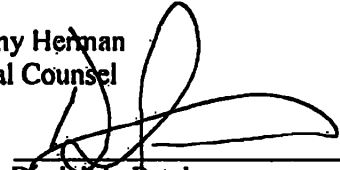
IX. Respondent shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Anthony Herman
General Counsel

BY:


Daniel A. Petalas
Associate General Counsel
For Enforcement

Date

02/07/13

FOR THE RESPONDENT:

Name:
Position:


Anthony Herman
President

Date

Jan. 18, 2013

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